

P22081.P07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kazuo YAMAGATA et al.

Appl. No : 10/069,965
(U.S. National Phase of PCT/JP01/06000)

PCT Branch

RECEIVED

Filed : May 8, 2002

AUG 19 2002

For : COATED CUTTING TOOL

TECHNOLOGY CENTER R3700

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS AND
NOTIFICATION OF DEFECTIVE OATH OR DECLARATION**

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

The U.S. Patent and Trademark Office has issued a Notification of Missing Requirements and Notification of a Defective Oath or Declaration dated June 27, 2002, the period for response extending one month from the date of the Notification to August 27, 2002. This Notification indicates that a signed declaration is required..

In fact, the requisite signed declaration and fee were filed on May 8, 2002. For the convenience of the U.S. Patent and Trademark Office, copies of the following documents are submitted herewith:

- (1) Cover Letter;
- (2) executed Declaration;
- (3) Check No. 41302 in the amount of \$130.00;

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(4) date stamped filing receipt for the above-listed materials, evidencing filing of these materials in the PCT Branch of the U.S. Patent and Trademark Office on May 8, 2002; and

(5) Transmittal Letter.

Also provided herewith is the Notification of Missing Requirements (Form PCT/DO/EO/905).

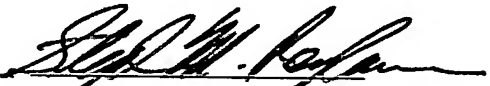
It is therefore respectfully submitted that the next Official Communication for this application acknowledge that all formal requirements have been met, and that this application is complete. Favorable action is respectfully requested.

The Commissioner is authorized to charge any fees necessary for the entry of this document, or any fees or surcharges required to maintain the pendency of this application, to Deposit Account No. 19-0089.

Any questions or comments concerning this application can be directed to the undersigned at the telephone number given below.

Respectfully submitted,
Kazuo YAMAGATA et al

July 23, 2002
GREENBLUM & BERNSTEIN, P.L.C.
1941 Roland Clarke Place
Reston, VA 20191
(703) 716-1191


Bruce H. Bernstein
Reg. No. 29,027

Reyno.
31,296

P22081.P03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kazuo YAMAGATA et al.

Serial No : 10/069,965
(National Stage of PCT/JP01/06000)

Filed : March 8, 2002

For : COATED CUTTING TOOL

COVER LETTER

Commissioner of Patents and Trademarks
Washington, D.C. 20231

COPY

Sir:

In order to comply with the requirements for the submission of an executed declaration in the above-identified application, and prior to receipt of the Notification which should set a time limit for submission of materials, and further to the filing of the above-identified application and the filing fee on March 8, 2002, Applicant hereby submits:

- Transmittal Letter to the United States Designated/Elected Office Concerning a Filing Under 35 U.S.C. 371
- an executed Declaration and Power of Attorney;
- a check in the amount of \$130.00 to cover the surcharge for late filing of the Declaration.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 19-0089.

Should the Examiner have any questions, he is invited to contact the undersigned at the below listed number.

Respectfully submitted,
Kazuo YAMAGATA et al.

Bruce H. Bernstein
Reg. No. 29,027

May 8, 2002
GREENBLUM & BERNSTEIN, P.L.C.
1941 Roland Clarke
Reston, VA 20191
(703) 716-1191

GREENBLUM & BERNSTEIN, P.L.C.

41302

OUR REFERENCE NUMBER	YOUR INVOICE NUMBER	INVOICE DATE	INVOICE AMOUNT	AMOUNT PAID	DISCOUNT	NET AMOUNT
Surcharge - Late filing fee or oath or declaration (105)						
File # : P22081						
COPY						

GREENBLUM & BERNSTEIN, P.L.C.

PTO ACCOUNT
1941 ROLAND CLARKE PLACE
RESTON, VA 20191
(703) 716-1191

NATIONSBANK
OF VIRGINIA N.A.
68-1-510

41302

DATE	CONTROL NO.	AMOUNT
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May 8, 2002

\$ 130.00

PAY One Hundred Thirty and 00/100 Dollars
TO THE COMMISSIONER OF PATENTS AND TRADEMARKS
ORDER OF

VOID AFTER 120 DAYS

⑈041302⑈ ⑆051000017⑆ 000026912101⑈

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/069,965

INTERNATIONAL APPLICATION NO.

PCT/JP01/06000

INTERNATIONAL FILING DATE

11 July 2001

PRIORITY DATE CLAIMED

12 July 2000

TITLE OF INVENTION

COATED CUTTING TOOL

APPLICANT(S) FOR DO/EO/US

Kazuo YAMAGATA and Akihiko Ikegaya

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information.

1. ☐ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)).
4. ☐ The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
"With Executed Verification"
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3))
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
"Executed"
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (U.S.C. 371(c)(5)).

Items 11 to 16 below concern other document(s) or information included:

11. Assignee: SUMITOMO ELECTRIC INDUSTRIES, Ltd. of Osaka, JAPAN
12. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
13. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
14. ☐ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ Figure of Drawing to be published _____
18. ☒ Other items or information:
Cover Letter

COPY

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/069,965		INTERNATIONAL APPLICATION NO. PCT/JP01/06000		ATTORNEY'S DOCKET NUMBER P22081	
19. <u> </u> The following fees are submitted: Basic National Fee (37 CFR 1.492(a)(1)-(5)): Search report has been prepared by the EPO or JPO. \$ 890.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) \$ 710.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$ 740.00 Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO. \$1,040.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4). \$ 100.00 ENTER APPROPRIATE BASIC FEE AMOUNT =				CALCULATIONS	PTO USE ONLY
Surcharge of \$130.00 for furnishing the oath or declaration later than <u> X </u> 20 <u> </u> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 0.00	
Claims	Number Filed	Number Extra	RATE		
Total Claims	10 - 20 =	0	X \$18.00	\$ 0.00	
Independent Claims	1 - 3 =	0	X \$84.00	\$ 0.00	
Multiple dependent claim(s) (if applicable)			+ \$280.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$130.00	
<u> </u> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 0.00	
SUBTOTAL =				\$130.00	
Processing fee of \$130.00 for furnishing the English translation later than <u> </u> 20 <u> </u> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+	
Extension of Time fee in the amount of \$					
TOTAL NATIONAL FEE =				\$130.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+	
TOTAL FEES ENCLOSED =				\$130.00	
				Amount to be refunded	\$
				Charged	\$
a. <u> X </u> A check in the amount of \$130.00 to cover the above fees is enclosed. b. <u> </u> Please charge my Deposit Account No. <u> </u> in the amount of \$ <u> </u> to cover the above fees. c. <u> X </u> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-0089</u> . NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. SEND ALL CORRESPONDENCE TO CUSTOMER NO. 7055 AT THE PRESENT ADDRESS OF: Bruce H. Bernstein GREENBLUM & BERNSTEIN, P.L.C. 1941 Roland Clarke Place Reston, VA 20191 (703) 716-1191					
				SIGNATURE Bruce H. Bernstein	
				NAME	
				29.027	
				REGISTRATION NUMBER	



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/069,965	Kazuo Yamagata	P22081

07055
 GREENBLUM & BERNSTEIN, P.L.C.
 1941 ROLAND CLARKE PLACE
 RESTON, VA 20191

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JUL 09 2002

GREENBLUM & BERNSTEIN PLC

INTERNATIONAL APPLICATION NO.	
PCT/JP01/06000	
I.A. FILING DATE	PRIORITY DATE
07/11/2001	07/12/2000

CONFIRMATION NO. 7035

371 FORMALITIES LETTER



OC000000008352719

Date Mailed: 06/27/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- U.S. Basic National Fees
- Priority Document
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- English Translation of the IA
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN M WILLIAMS •

Telephone: (703) 305-3688

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/069,965	PCT/JP01/06000	P22081

FORM PCT/DO/EO/905 (371 Formalities Notice)